From: rshwake@mailhub-4.net.treas.gov@inetgw

To: Microsoft ATR

Date: 1/28/02 2:41pm

Subject: Microsoft Settlement

Though I am not an attorney, I have followed this case from the beginning and am appalled that Justice could consider accepting such a settlement. It does not address the criminal wrongdoing described in the Finding of Fact, nor the Findings of Law, almost all of which were upheld by the Appeals Court. More critically, there is neither punishment nor adequate means in place to prevent Microsoft's current market dominance from being leveraged into new ventures. The control mechanisms ("three person team") is a joke, and the "exceptions" provide, as some have described it, "loopholes on loopholes".

I can only hope that Judge Kottelly has the sense to reject this proposal for failing the test of "public interest".

Raymond Shwake rshwake@rsxtech.atww.org